IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT APPEAL NO : 1079 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 16/04/2004 in WP No:1011 OF 1995 on the file of the High Court.)

Between:

1 APSRTC, rep. by its Managing Director Mushirabad, Hyderabad
2 The Senior Manager(O) office of the Regional Manager APSRTC, Mahaboobnagar
3 The Depot Manager, APSRTC, Wanaparthy Mahaboobnagar District

..... APPELLANTS

AND

Sri K.Moinuddin S/o Late Md. Khasim
APSRTC Gadwal Depot, GADWAL Mahaboobnagar District

.....RESPONDENT

Counsel for the Appellants: MR.K.HARINATH

Counsel for the Respondent: Mr. A.K. Jayaprakash Rao

The Court made the following at the stage of admission:

ORAL JUDGMENT: (Per Hon'ble Mr. Justice Bilal Nazki)

In a Departmental proceedings, the respondent-workman was punished by reduction of pay with stoppage of two increments with cumulative effect. The learned single Judge found this punishment to be disproportionate to the misconduct and modified it to reduction of two incremental stages for two years without any cumulative effect to future increments. The learned single Judge came to this conclusion on considering the involvement of the respondent-workman in an accident in which the conductor had died. Learned single Judge also took into consideration that the matter was pending for 13 years and in the mean time the respondent-workman had retired on 30th June 2003.

We do not see any ground to interfere in the order passed by the learned single Judge. The appeal is, accordingly, dismissed. No costs.

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BILAL NAZKI, J

_____ S. ANANDA REDDY, J

Dated: 03-08-2004

PVKS/KVH

To

1. The Managing Director, APSRTC, Mushirabad, Hyderabad
2. The Senior Manager(O) office of the Regional Manager APSRTC, Mahaboobnagar
3. The Depot Manager, APSRTC, Wanaparthy Mahaboobnagar District

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